

## STATE OF SOUTH CAROLINA

## (Caption of Case)

Application of ATC Outdoor DAS, LLC for a  
Certificate of Public Convenience and Necessity to  
Provide Resold and Facilities-Based Local Exchange  
and Interexchange Telecommunications Services in  
the State of South Carolina, and for Flexible  
Regulation

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

## COVER SHEET

DOCKET  
NUMBER: 2008 - 247 - C

(Please type or print)

Submitted by: John J. Pringle, Jr.SC Bar Number: 11208Telephone: 803-343-1270Fax: 803-799-8479

Other: \_\_\_\_\_

Address: Ellis, Lawhorne & Sims, PAPO Box 2285Columbia SC 29202Email: jpringle@ellislawhorne.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

## DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition☐ Request for item to be placed on Commission's Agenda expeditiously☐ Other: \_\_\_\_\_

## INDUSTRY (Check one)

- ☐ Electric  
☐ Electric/Gas  
☐ Electric/Telecommunications  
☐ Electric/Water  
☐ Electric/Water/Telecom.  
☐ Electric/Water/Sewer  
☐ Gas  
☐ Railroad  
☐ Sewer  
☒ Telecommunications  
☐ Transportation  
☐ Water  
☐ Water/Sewer  
☐ Administrative Matter  
☐ Other: \_\_\_\_\_

## NATURE OF ACTION (Check all that apply)

- |  |  |  |
|--|--|--|
| <input type="checkbox"/> Affidavit                 | <input type="checkbox"/> Letter                            | <input type="checkbox"/> Request                   |
| <input type="checkbox"/> Agreement                 | <input type="checkbox"/> Memorandum                        | <input type="checkbox"/> Request for Certification |
| <input type="checkbox"/> Answer                    | <input checked="" type="checkbox"/> Motion                 | <input type="checkbox"/> Request for Investigation |
| <input type="checkbox"/> Appellate Review          | <input type="checkbox"/> Objection                         | <input type="checkbox"/> Resale Agreement          |
| <input type="checkbox"/> Application               | <input type="checkbox"/> Petition                          | <input type="checkbox"/> Resale Amendment          |
| <input type="checkbox"/> Brief                     | <input type="checkbox"/> Petition for Reconsideration      | <input type="checkbox"/> Reservation Letter        |
| <input type="checkbox"/> Certificate               | <input type="checkbox"/> Petition for Rulemaking           | <input type="checkbox"/> Response                  |
| <input type="checkbox"/> Comments                  | <input type="checkbox"/> Petition for Rule to Show Cause   | <input type="checkbox"/> Response to Discovery     |
| <input type="checkbox"/> Complaint                 | <input type="checkbox"/> Petition to Intervene             | <input type="checkbox"/> Return to Petition        |
| <input type="checkbox"/> Consent Order             | <input type="checkbox"/> Petition to Intervene Out of Time | <input type="checkbox"/> Stipulation               |
| <input type="checkbox"/> Discovery                 | <input type="checkbox"/> Prefiled Testimony                | <input type="checkbox"/> Subpoena                  |
| <input type="checkbox"/> Exhibit                   | <input type="checkbox"/> Promotion                         | <input type="checkbox"/> Tariff                    |
| <input type="checkbox"/> Expedited Consideration   | <input type="checkbox"/> Proposed Order                    | <input type="checkbox"/> Other: _____              |
| <input type="checkbox"/> Interconnection Agreement | <input type="checkbox"/> Protest                           |  |
| <input type="checkbox"/> Interconnection Amendment | <input type="checkbox"/> Publisher's Affidavit             |  |
| <input type="checkbox"/> Late-Filed Exhibit        | <input type="checkbox"/> Report                            |  |

Print Form

Reset Form

# ELLIS:LAWHORNE

John J. Pringle, Jr.  
Direct dial: 803/343-1270  
[jpringle@ellislawhorne.com](mailto:jpringle@ellislawhorne.com)

July 28, 2008

## **FILED ELECTRONICALLY**

F. David Butler

**South Carolina Public Service Commission**

Post Office Drawer 11649

Columbia, South Carolina 29211

RE: Application of ATC Outdoor DAS, LLC for a Certificate of Public Convenience and Necessity to Provide Resold and Facilities-Based Local Exchange and Interexchange Telecommunications Services in the State of South Carolina, and for Flexible Regulation  
**Docket No. 2008-247-C, Our File No. 1638-11592**

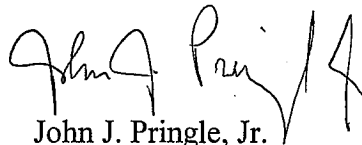
Dear Mr. Butler:

Enclosed is the **Motion to Present Witness Via Video Conference** filed on behalf of ATC Outdoor DAS, LLC in the above-referenced docket.

If you have any questions or need additional information, please do not hesitate to contact me.

With kind regards, I am

Yours truly,



John J. Pringle, Jr.

JJP/cr

Attachment

cc: The Honorable Charles L.A. Terreni (via electronic mail service)  
Shannon Bowyer Hudson, Esquire (via electronic mail service)  
Margaret Fox, Esquire (via electronic mail service)  
Janae Walker Bronson, Esquire (via electronic mail service)  
Jennifer M. Toland, Esquire (via electronic mail service)

**BEFORE THE**  
**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA**  
**DOCKET NO. 2008-247-C**

IN RE:

Application of ATC Outdoor DAS, LLC )  
for a Certificate of Public Convenience )  
and Necessity to Provide Resold and )  
Facilities-Based Local Exchange and )  
Interexchange Telecommunications )  
Services in the State of South Carolina, )  
and for Flexible Regulation )

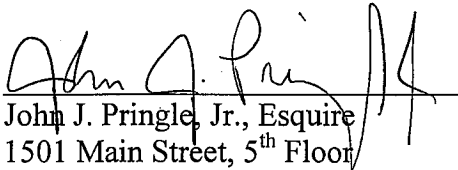
**MOTION TO PRESENT WITNESS VIA**  
**VIDEO CONFERENCE**

Applicant ATC Outdoor DAS, LLC ("Applicant") respectfully asks the Hearing Examiner for permission to allow its witness to present testimony during the hearing scheduled for September 29, 2008 via videoconference. In support of its motion, Applicant respectfully states the following:

1. Applicant will file its Direct Testimony in this docket on or before August 18, 2008 in support of its application.
2. Applicant is located out of state. It would be more convenient for Applicant's witness to attend the hearing via videoconference.
3. Neither the Commission, any party to this proceeding, nor the general public will be harmed or prejudiced if Applicant is allowed to present its witness by via video.
4. Finally, if after hearing by video, the Commission desires to have the Applicant's witness appear in person, the hearing could thereafter be continued to allow for such a personal appearance.

5. Counsel for the Applicant has not yet been able to consult with Counsel for the Office of Regulatory Staff ("ORS") but will do so as soon as possible.

Wherefore, for the stated reasons, Applicant respectfully asks that the Hearing Examiner allow it to present its witness via video during the September 29, 2008 hearing.



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Facsimile: (803) 799-8479  
Attorneys for ATC Outdoor DAS, LLC

Columbia, South Carolina  
July 28, 2008

**BEFORE THE**  
**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA**  
**DOCKET NO. 2008-247-C**

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Application of ATC Outdoor DAS, LLC )  
for a Certificate of Public Convenience )  
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Services in the State of South Carolina, )  
and for Flexible Regulation )

**CERTIFICATE OF SERVICE**

This is to certify that I have caused to be served this day, one (1) copy of the **Motion to Present Witness Via Video Conference** by placing a copy of same in the care and custody of the United States Postal Service (unless otherwise specified), with proper first-class postage affixed hereto and addressed as follows:

**VIA ELECTRONIC MAIL SERVICE**

Shannon Bowyer Hudson, Esquire  
**Office of Regulatory Staff**  
Legal Department  
PO Box 11263  
Columbia SC 29211

**VIA ELECTRONIC MAIL SERVICE**

Margaret Fox, Esquire  
**McNair Law Firm, PA**  
PO Box 11390  
Columbia SC 29211



\_\_\_\_\_  
Carol Roof  
Paralegal

July 28, 2008  
Columbia, South Carolina